IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

FRIDAY, THE 26TH OCTOBER 2007 / 4TH KARTHIKA 1929

WP(C).No. 31861 of 2007(R)

PETITIONER:

N.VISHWAPRASAD, S/O G.NARAYANA PILLAI,
MUSALIYATH HOUSE, THENKARA P.O.,
MANNARKKAD TALUK, PALGHAT-678 761.

BY ADV. SRI.M.V.JOSEPH
SRI.JIMMY GEORGE
SRI.M.JOSE ANTONY

RESPONDENTS:

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1. **PLANTATION CORPORATION OF KERALA LTD.,**
   MUTTAMBALAM P.O., KOTTAYAM, REPRESENTED BY ITS MANAGING DIRECTOR.

2. **PLANTATION CORPORATION OF KERALA LTD.,**
   MANNARKKAD CASHEW ESTATE,
   THENKARA P.O., MANNARKKAD,
   PALGHAT, REPRESENTED BY ITS MANAGER.

BY SRI. JOSEPH MARKOSE, SC

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 26/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V.GIRI, J.

WP(C) No. 31861 of 2007

Dated, this the 26th day of October, 2007

J U D G M E N T

The petitioner is working in the office of the Plantation Corporation of Kerala Limited, Muttambalam. According to the petitioner, he is sick due to chronic bronchitis and hypertension. He refers to Exts.P2, P3, P5 & P5(a) medical certificates in this regard. The petitioner apprehends that he may be posted as field worker in one of the estates of the Corporation. This writ petition is filed seeking a direction to the respondents to drop all steps to send the petitioner to do the field work in the estate.

2. In my view, this writ petition is misconceived. If the petitioner feels that he should not be sent for field work, it is up to him to approach his Superior or Head of the Department in that regard. No statutory provision or even a standing order is brought to my notice disabling the respondents from sending the petitioner for field work. I do not express any final opinion on this aspect. Suffice it to say that I do not find any grounds to interfere in the writ petition and therefore, the same is dismissed.

3. It is open to the petitioner to make a representation before the 2nd respondent and if he does so, respondents shall consider the same in accordance with law.

(V.GIRI, JUDGE.)

jg